

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln No.:	10/802,502)	Confirmation No. 3667
)	
Filed:	March 17, 2004)	
)	
Applicant(s):	Dana Brad et al.)	This Notice of Appeal was electronically filed on March
)	3, 2008 using the USPTO EFS Web.
Title:	Movable Barrier Operator With An)	
	Obstacle Detector)	
)	
Art Unit:	2624)	
)	
Examiner:	Wang, Claire X)	
)	
)	
Attorney Docket No.:	79071)	
)	
Customer No.:	22242)	
)	

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from
the decision of the Primary Examiner dated October 4, 2007 finally rejecting
claims 1-25.

- ☒ The fee for this Notice of Appeal is \$ 510.00 (37 CFR § 41.20(b)(1).
- ☒ The fee for this Pre-Appeal Brief Request for Review is \$ 510.00.
- ☒ Charge \$ 1,020.00 to Deposit Account No. 06-1135.
- ☒ A petition for extension of time under 37 CFR § 1.136(a) is enclosed.

Application No. 10/802,502
Notice of Appeal dated March 3, 2008
Decision of Primary Examiner dated October 4, 2007

- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this appeal (specifically including the fee for filing a brief in support of this appeal if such brief is filed unaccompanied by full payment therefor, and the fee for filing a request for an oral hearing if such request is made unaccompanied by full payment therefor), or credit any overpayment to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This Notice is filed in duplicate.

March 3, 2008

Date



Timothy R. Baumann

Registration No. 40,502

- ☒ Attorney or agent of record
☐ Inventor(s)
☐ Assignee
☐ Filed under 37 CFR § 1.34(a)

FITCH, EVEN, TABIN & FLANNERY
120 South LaSalle Street, Suite 1600
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007